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CAROL C. GERALD

BY *[Signature]*  
DEPUTY

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA  
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IN THE MATTER OF: )  
FORFEITURE OF COLLATERAL IN LIEU OF )  
APPEARANCE RELATIVE TO CONDUCT OR ACTS )  
IN VIOLATION OF RULES AND REGULATIONS )  
APPLICABLE TO AND GOVERNING ANY LOCATION )  
OR AREA UNDER THE JURISDICTION OR CONTROL )  
OF THE UNITED STATES GOVERNMENT, THROUGH )  
THE U. S. FISH AND WILDLIFE SERVICE, AND )  
FOR ENFORCEMENT OF THE MIGRATORY BIRD AND )  
TREATY ACT. )

SPECIAL ORDER NO. 11

Persons charged with violation in this District within the territorial jurisdiction of a United States Magistrate, of any offense listed below, originating under 50, C.F.R., issued under and pursuant to 16 U.S.C. § 50 (Fish and Wildlife Service), or under applicable State statute by virtue of the Assimilated Crimes Act (18 U.S.C. § 13), may, unless "Mandatory Appearance" is indicated for the particular offense (or the officer issuing the citation, at his discretion, in aggravated cases) requires a personal appearance, post collateral in the amount indicated for the offense, waive appearance before a Magistrate and consent to forfeiture of the collateral, which forfeiture shall be equivalent to a conviction.


CODE	VIOLATION	COLLATERAL
16 USC 703	Taking, killing, possessing Migratory Birds. Per Bird	\$100.00
16 USC 718a	Taking migratory waterfowl without having in possession a Federal migratory bird hunting stamp.	50.00
16 USC 851 to 856	Transportation of fish-unlawful shipment in inter-state or foreign commerce.	200.00
16 USC 852a	Improper markings on packages or containers	
	Commercial shipments	100.00
	Non-commercial shipments	50.00
16 USC 668a	Any violation of the Eagle Act (50 CFR 22.11, et seq.)	100.00 (MINIMUM)


1	16 USC 1538 Any violation of the Rare and Endangered Species Act.	\$150.00
2		200.00
3	18 USC 42 Illegal importation or shipment or injurious species.	(MINIMUM) 500.00
4		(MAXIMUM)
5	18 USC 43 Unlawful transportation of wildlife in interstate or foreign commerce.	(Same as 18 USC 42)
6	18 USC 44 Shipping improperly marked packages or containers containing wildlife.	100.00
7	<u>CODE-SECTION</u>	<u>VIOLATION</u>
8	50 CFR 20.21 Hunting Methods- Migratory Birds:	<u>COLLATERAL</u>
9	(a) Taking with a trap, snare, net, crossbow, rifle, pistol, swivel gun, shotgun larger than 10 gauge, punt gun, battery gun, machinegun, fish hook, poison, drug, explosive or stupefying substance.	100.00
10	(b) Taking with any shotgun capable of holding more than 3 shells unless plugged so total capacity does not exceed 3 shells.	100.00
11	(c) Taking by use or aid of low floating device concealed beneath surface of the water.	100.00
12	(d) Taking by use or aid of motor vehicle or aircraft of any kind.	100.00
13	(e) Taking from or by use of boat unless motor shut off and/or sails furled.	50.00
14	(f) Taking by use of live decoys.	100.00
15	(g) Taking by use of illegal call devices.	50.00
16	(h) Taking by means or aid of any motor-driven land, water or air conveyance or any sailboat use to drive or stir up any migratory bird.	100.00
17	(i) Taking by the aid of baiting or on or over any baited area.	100.00
18		
19	50 CFR 20.22 Closed Seasons: Taking migratory game birds during closed season.	PER BIRD: 100.00
20		
21	50 CFR 20.23 Shooting Hours: Taking migratory game birds during hours not open to shooting.	*25.00
22		
23	50 CFR 20.24 Daily Limit: Taking more than daily bag limit of migratory game birds.	PER BIRD: 50.00
24		
25	50 CFR 20.25 Wanton Waste of Migratory Game Birds: Killing or crippling bird without making reasonable effort to retrieve it and include it in daily bag limit.	PER BIRD: 25.00
26		
27	50 CFR 20.36 Tagging Requirements: Putting or leaving at any place or in custody of another person any migratory game bird without proper tag attached.	100.00
28		
29	50 CFR 20.37 Custody of Birds: Receiving or having in custody any untagged or improperly tagged migratory game birds belonging to another person.	100.00
30		
31	*\$2.00 per minute: \$25.00 minimum.	
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	<u>CODE-SECTION</u>	<u>VIOLATION</u>	<u>COLLATERAL</u>
1			
2	50 CFR 20.38	Possession of Live Migratory Game Birds: Possess-	
3		ing or transporting live birds.	\$25.00
4	50 CFR 20.41	Transportation of Migratory Game Birds: Trans-	
5		porting illegally taken birds.	25.00
6	50 CFR 20.51	Exportation of Migratory Game Birds: Exporting	
7		illegally taken birds.	50.00
8	50 CFR 20.61	Importation Limits: Importing migratory game	
9		birds in excess of limits.	50.00
10	50 CFR 20.72	Violation of State Law: Taking, possessing,	
11		transporting, or exporting migratory birds, or	
12		any part, nest, or egg thereof, in violation of	
13		state law.	50.00
14	50 CFR 21.11	General Permit Requirements:	
15		Violation of permit requirements.	50.00
16	50 CFR 26.21(a)	Trespassing:	
17		Trespassing on wildlife refuge area.	50.00
18	50 CFR 26.21(b)	Animal Trespass:	
19		Permitting cats, dogs, cattle, and other domestic	
20		animals to entry upon wildlife refuge area with-	
21		out authorization.	25.00
22	50 CFR 26.22(a)	Entry and Use:	
23		Unauthorized entry or use on wildlife refuge area.	50.00
24	50 CFR 27.21	No person shall take any animal or plant on any	
25		National Wildlife Refuge unless authorized.	100.00
26	50 CFR 27.31	Unauthorized travel or use of any motorized vehicle	
27		or other vehicle within National Wildlife Refuge	
28		system.	50.00
29	50 CFR 27.32	Unauthorized use of boats in wildlife refuge area.	50.00
30	50 CFR 27.33	Failure to comply with water skiing use regulations.	50.00
31	50 CFR 27.34	Unauthorized operation at low altitudes or un-	
32		authorized landing on wildlife refuge area.	100.00
33	50 CFR 27.41	Unauthorized carrying, possessing, or discharging	
34		of firearms, fireworks, or explosives.	50.00
35	50 CFR 27.43	Unauthorized use or possession of cross bow, bows	
36		and arrows, air guns, spears, gigs, or other	
37		weapons on National Wildlife Refuge.	25.00
38	50 CFR 27.51	Attempting to or disturbing, injuring, spearing,	
39		poisoning, destroying, or collecting any plant or	
40		animal on National Wildlife Refuge area.	50.00
41	50 CFR 27.52	Introducing, liberating, or placing plant and animal	
42		life or their parts on wildlife refuge areas is	
43		prohibited.	25.00
44	50 CFR 27.61	Destroying, injuring, defacing, disturbing, or	
45		unauthorized removing of any public property including	
46		natural objects or private property on or from the	

	<u>CODE-SECTION</u>	<u>VIOLATION</u>	<u>COLLATERAL</u>
1			
2		National Wildlife Refuge.	\$100.00
3	50 CFR 27.62	Unauthorized search for and removal of objects	
4		of antiquity from National Wildlife Refuge.	100.00
5	50 CFR 27.63	Unauthorized search for buried treasure, treasure	
6		trove, valuable semi-precious rocks, stones, or	
7		mineral specimens on National Wildlife Refuge.	50.00
8	50 CFR 27.64	Unauthorized prospecting locating or filing mining	
9		claims on National Wildlife Refuge.	50.00
10	50 CFR 27.65	Attempting to or tampering with entering, or starting	
11		of any motor vehicle, boat, equipment, or machinery	
12		on National Wildlife Refuge.	50.00
13	50 CFR 27.71	Unauthorized taking or filming of any motion or sound	
14		pictures for subsequent commercial use on National	
15		Wildlife Refuge.	50.00
16	50 CFR 27.72	Operation of or use of audio devices including radios,	
17		recording and playback devices, loudspeakers, television	
18		sets, public address systems and musical instruments	
19		which disturbs others on the National Wildlife Refuge.	25.00
20	50 CFR 27.73	Unauthorized use or directing of the rays of a spotlight	
21		or other artificial light, or automotive headlights for	
22		the purpose of spotting or taking any animal within the	
23		boundaries of National Wildlife Refuge.	100.00
24	50 CFR 27.81	Entering or remaining in National Wildlife Refuge when	
25		intoxicated to a degree that may endanger or annoy oneself	
26		or other persons.	50.00
27	50 CFR 27.82	Possession and delivery of controlled substance.	100.00
28	50 CFR 27.83	Any act of indecency or disorderly conduct as defined	
29		by state or local law is prohibited on a National	
30		Wildlife Refuge.	50.00
31	50 CFR 27.84	Disturbing, molesting, or interfering with government	
32		employees or private persons engaged in authorized	
		activities.	50.00
	50 CFR 27.85	Gambling or the operation of gambling devices for	
		money or otherwise on a National Wildlife Refuge.	50.00
	50 CFR 27.86	Begging or unauthorized solicitation of funds for	
		support or assistance of any cause or organization	
		on National Wildlife Refuge.	25.00
	50 CFR 27.91	Unauthorized conducting or operation of field trials	
		for dogs on a National Wildlife Refuge.	25.00
	50 CFR 27.92	Unauthorized construction, installation, occupancy or	
		maintenance of any building, log boom, pier, dock,	
		fence, wall, pile, anchorage, or other structure or	
		obstruction on a National Wildlife Refuge.	100.00
	50 CFR 27.93	Abandoning, discarding, or otherwise leaving any	
		personal property in National Wildlife Refuge.	50.00

	CODE-SECTION	VIOLATION	COLLATERAL
1			
2	50 CFR 27.94	Unauthorized disposal or dumping of waste or debris;	
3		or polluting any waters within wildlife refuge area.	\$100.00
4	50 CFR 27.95	Unauthorized or prohibited setting fires, building	
5		campfires, leaving unattended or unextinguished fires,	
6		throwing ignited objects, discharging fireworks,	
7		or explosives, or smoking.	\$50.00
8	50 CFR 27.96	Unauthorized posting, distributing, or otherwise	
9		displaying private or public notices, advertisements,	
10		announcements, or displays of any kind on National	
11		Wildlife Refuge.	25.00
12	50 CFR 27.97	Unauthorized soliciting of business or conducting of	
13		a commercial enterprise on National Wildlife Refuge.	50.00
14		Nothing contained in this order shall prohibit a law enforcement	
15		officer from arresting a person for the commission of any offense, in-	
16		cluding, if the circumstances warrant, those offenses for which collateral	
17		may be imposed and forfeited, and taking such arrested person or persons	
18		before the United States Magistrate.	
19		If a person charged with an offense fails to post and forfeit	
20		collateral (as above provided and authorized), any punishment, including	
21		fine, imprisonment, or probation, may be imposed within the limits	
22		established by law upon conviction by plea or after trial.	
23		This Special Order supersedes all previous orders relative to	
24		this matter.	
25		DATED: <u>2/18/79</u>	
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CHIEF UNITED STATES DISTRICT JUDGE

  
UNITED STATES DISTRICT JUDGE